

APPENDIX A

JOINT TRIAL EXHIBIT LIST (with Objections)
Hinds et al. v. FedEx Ground Package System, Inc. et al.
Case No. 4:18-cv-01431-JSW (AGT)

EX.	DATE	DOCUMENT DESCRIPTION	BEGIN BATES	END BATES	OBJECTIONS	RESPONSE TO OBJECTIONS	COURT'S RULING
1	05/12/14	Bay Rim ISPA	FXG_001798	FXG_001825			
2	02/25/16	Bay Rim ISPA	FXG_000001	FXG_000102			
3		ISP Transition Workbook	FXG_002441	FXG_002505			
4		Employee Association	FXG_000103	FXG_000103	FedEx Ground: Rule 402; Rule 403; FedEx Ground's MIL No. 4	Plaintiffs: Lists drivers "Disqualified by FedEx Ground." Shows control exercised by FedEx Ground	
5		ISP Reference Guide	FXG_006167	FXG_006300			
6	03/24/18	MVR Annual Review	PLF_000062	PLF_000062			
7		Hinds Payroll Journal	BAYRIM000083	BAYRIM000095			
8		Powell Paystub 12/29/17	PLF_000006	PLF_000006			
9		Summary Data Excel Files			Fedex Ground: objects to the data sheets for drivers other than Hinds and Powell; Rule 402; Rule 403; FedEx Ground's MIL No. 4	Plaintiffs have agreed that they will use only the sheets for Hinds and Powell at the jury trial; the remainder Plaintiffs intend to use in the PAGA trial to the Court.	
10		ID Badges	PLF_000001	PLF_000002			
11	5/12/2014	Pick-Up and Delivery Contractor Operating Agreement	FXG_004811	FXG_005530			
12	1/1/2014	Independent Business Network Facts	FXG_007212	FXG_007212			
13	5/21/2014	Bay Rim Entity Profile	FXG_001291	FXG_001293			
14	5/23/2014 - 12/31/2015	Bay Rim Settlement Statements	FXG_002691	FXG_004008			
15	8/22/2015	Bay Rim Independent Service Provider Agreement	FXG_007324	FXG_007447			
16	9/1/2015	Service Provider Infographic	FXG_007222	FXG_007222			
17	1/8/2016-5/12/2017	Bay Rim Settlement Statements	FXG_004009	FXG_004797			
18	3/12/2016	Attachment C-1 Negotiated Charges Table Independent Service Provider Agreement	FXG_000053.1	FXG_000053.1			
19	1/1/2017	Hinds 2017 W2	PLF_000007	PLF_000007			
20	1/1/2017	Powell 2017 W2	PLF_000005	PLF_000005			
21	7/1/2017	Hinds Deposition Exhibit 1 - Photo of Van	N/A	N/A			
22	7/1/2017	Hinds Deposition Exhibit 2 - Photo of Van	N/A	N/A			
23	7/1/2017	Hinds Deposition Exhibit 3 - Photo of Van	N/A	N/A			
24	8/25/2017 - 2/6/2018	Text Messages	PLF_000032	PLF_000059			
25	12/1/2017	Service Provider Infographic	FXG_007215	FXG_007215			
26	3/18/2018	State of California Notice to Employer of SDI Claim	BAYRIM000079	BAYRIM000081			
27	3/18/2018	Hinds Workers' Comp. Form Completed	BAYRIM000082	BAYRIM000082			
28	1/15/2018	Business Meeting Power Point	FXG_005532	FXG_005550			
29	3/8/2018	Email to Hinds Re Workers' Comp. Form with Attachment	PLF_000060	PLF_000061			
30	4/1/2018	Service Provider Infographic	FXG_007217	FXG_007217			
31	5/10/2018	Policy-007 Contractor Relations	FXG_004799	FXG_004800			
32	6/1/2018	Plaintiffs' Initial 26(a)(1) Disclosures	N/A	N/A			
33	8/1/2018	California Facts	FXG_007214	FXG_007214			

EX.	DATE	DOCUMENT DESCRIPTION	BEGIN BATES	END BATES	OBJECTIONS	RESPONSE TO OBJECTIONS	COURT'S RULING
34	8/17/2018	Bay Rim's Responses to Plaintiffs' Interrogatories	N/A	N/A			
35	9/26/2018	Bay Rim's Supplemental Responses to Plaintiffs' Interrogatories	N/A	N/A			
36	11/20/2018	Hinds Workers' Comp. Pay Statement	PLF 000063	PLF 000063			
37	11/26/2018	Plaintiff Hinds' Responses to FedEx's Interrogatories, Set One	N/A	N/A			
38	11/26/2018	Plaintiff Powell's Responses to FedEx's Interrogatories, Set One	N/A	N/A			
39	12/11/2018	Bay Rim's Supplemental Response to Plaintiffs' Interrogatory No. 1	N/A	N/A			
40	5/1/2019	Service Provider Apparel Terms	FXG_006669	FXG_006669			
41	2/1/2020	California Facts	FXG_007213	FXG_007213			
42	12/18/2020	Hinds Scanner Data with Vehicle Information	FXG_007004	FXG_007004			
43	12/18/2020	Powell Scanner Data with Vehicle Information	FXG_007005	FXG_007005			
44	4/1/2021	FY22_FXG-Network-Map_final					
45	8/1/2021	Independent Service Providers Fact Sheet (August 2021)			Plaintiffs: FRE 401, 402, Surprise. This document was not produced until September 2022, and thus no discovery about this document could be taken.	FedEx Ground: Updated version of Service Provider Infographics produced in discovery and listed among exhibits above. Summarizes facts about Service Provider network in California and shows growth and success of business model over time. Helps rebut Plaintiffs' attack on the entire SP business model. FedEx Ground disclosed it more than 30 days before trial, consistent with Rule 26(a)(3)(A)(iii) and (a)(3)(B). No unfair surprise.	
46	8/9/2022	Google Maps - Dublin CA			Plaintiffs: FRE 401, 402, Surprise. This document was not produced until September 2022, and thus no discovery about this document could be taken.	FedEx Ground: Shows two of Contracted Service Areas formerly serviced by Bay Rim. Helps jurors to visualize Contracted Service Areas. Map is publicly available on Google Maps website and was equally available to Plaintiffs at all times. Plaintiffs never requested document or information in discovery. FedEx Ground disclosed it more than 30 days before trial, consistent with Rule 26(a)(3)(A)(iii) and (a)(3)(B). No unfair surprise.	
47	8/9/2022	FedEx Ground - Ground Service Maps - San Leandro - Postal Code 94577			Plaintiffs: FRE 401, 402, Surprise. This document was not produced until September 2022, and thus no discovery about this document could be taken.	FedEx Ground: Map shows FedEx Ground's nationwide network that Bay Rim is a part of, confirming that Bay Rim's business was engaged in interstate commerce. Map also shows how network of Service Providers work with FedEx Ground to deliver nationwide service coverage, helping to rebut Plaintiffs' attack on SP business model. Map is publicly available on FedEx Ground's website and was equally available to Plaintiffs at all times. Plaintiffs never requested document or information in discovery. FedEx Ground disclosed it more than 30 days before trial, consistent with Rule 26(a)(3)(A)(iii) and (a)(3)(B). No unfair surprise.	
48	Undated	Photo of Side of Oakland Station					
49	Undated	Photo of Front of Oakland Station					

EX.	DATE	DOCUMENT DESCRIPTION	BEGIN BATES	END BATES	OBJECTIONS	RESPONSE TO OBJECTIONS	COURT'S RULING
50	1/22/2021	TFSC Inc. Payroll Report	FXG_007448	FXG_007453			
51	1/22/2021	TFSC Inc. Paystub	FXG_007454	FXG_007454			
52	12/5/2020-12/11/2020	TFSC Inc. Tsheets Reports	FXG_007455	FXG_007455			
53	4/1/2021	TFSC Inc. Benefit Summaries Small Business Private Exchange	FXG_007456	FXG_007544			
54	7/25/2019	TFSC Inc. Employee Handbook	FXG_007545	FXG_007576			
55	2/23/2019-3/1/2019	TFSC Inc. Timecards	FXG_007577	FXG_007578			
56	1/1/2021	Secord Enterprises, Inc. Employee Handbook	FXG_007579	FXG_007625			
57	6/27/2020-7/3/2020	Secord Enterprises, Inc. Exemplar Pay Period Details	FXG_007626	FXG_007626			
58	7/10/2020	Secord Enterprises, Inc. Exemplar Paystub	FXG_007627	FXG_007627			
59	5/21/2019 & 11/6/2020	Secord Enterprises, Inc. Exemplar Resignations	FXG_007628	FXG_007629			
60	1/28/2021	Secord Enterprises, Inc. Exemplar Job Posting	FXG_007630	FXG_007630			
61		Alecanisa Inc. Hiring Packet	FXG_007630	FXG_007646			
62	1/23/2021	Alecanisa Inc. Employee Handbook	FXG_007647	FXG_007662			
63		Alecanisa Inc.'s Safety Plan	FXG_007663	FXG_007709			
64		Alecanisa Inc. Employee Disciplinary Action Form	FXG_007710	FXG_007711			
65	12/5/2020-12/11/2020	Alecanisa Inc.'s Payroll Report	FXG_007712	FXG_007761			
66	12/18/2020	Alecanisa Inc.'s Paystubs	FXG_007762	FXG_007791			
		Any Document, Data Compilation or Tangible Thing Disclosed by Any Party					
		Deposition & Hearing Transcripts (As Needed)					
		Documents for Impeachment, Rebuttal, or to Lay a Foundation					
		Any Document Produced Through Disclosures, During Discovery, or Used at a Hearing or in a Deposition					
		Any Document Relied Upon by an Expert Witness					
		Any Authority Relied Upon by Any Expert in Arriving at their Opinions in this Matter					
		Any Demonstrative or Illustrative Exhibit Used by Any Expert to Assist in the Demonstration of his Opinions in this Case					
		Literature (Pursuant to Fed. R. Evid. 1006)					
		Discovery Responses					
		Pleadings or Any Court Filing in this Case					
		Demonstrative Exhibits					
		The parties reserve the right to revise this list					
		The parties reserve the right to supplement this list					